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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

230 SOUTH DEARBORN ST.

CHICAGO, ILLINOIS 60604

25 MAY 1989

REPLY TO THE ATTENTION OF:

Nancy M. Kollar
Winston & Strawn
35 West Wacker Drive
Chicago, Illinois 60601

Re: Ninth Avenue Dump, Gary, Indiana
Your Client: Collis, Inc.

Dear Ms. Kollar:

Thank you for your letter of May 23, 1989. By way of reply to your April 5, 1989 letter to Ms. Hiltner, please be advised that the Agency has at least the following items linking your client to the Ninth Avenue Dump Site:

1. Unsworn statement of Steve Martell, Site operator, taken May 24, 1988;
2. Deposition of Steve Martell, taken November 21 and 22, 1988;
3. Deposition of Earl Klepser, former Martell mechanic, taken March 23, 1988;
4. Deposition of LeRoy Brown, former Martell driver, taken September 9, 1988;
5. Deposition of Robert Thompson, former Martell driver, taken August 18, 1988;
6. Deposition of Yolanda Tyree, former Martell dispatcher, taken September 21, 1988;
7. Sixteen pages of accounts ledger sheets used in U.S. Scrap Corporation's daily business operations;
8. A customer list sold by Martell to Liquid Waste, Inc., dated January 6, 1976.

The Administrative Record for the CERCLA 106 Order may contain additional materials. All of these materials are available for review at our offices. They have also been provided to the Ninth Avenue Dump Steering Committee which can be contacted through Ms. Pamela Nehring at Gardner, Carton & Douglas in Chicago.

In response to your request that the Agency's PRP list be amended to substitute Chamberlain Manufacturing Corporation for Collis, please be advised that we will contact Chamberlain based upon the

representations in your letter. However, Collis will continue to be listed as a PRP until the issue of liability for the subject facility has been resolved.

Please do not hesitate to call me if you have any questions.

Sincerely,



Edward J. Kowalski
Assistant Regional Counsel